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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 LINDA CERDA,

12 Plaintiff,

13 v.

14 COMMISSIONER OF SOCIAL SECURITY,

15 Defendant.
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Case No. 1:21-cv-00574-SAB

ORDER GRANTING APPLICATION TO
PROCEED *IN FORMA PAUPERIS* AND
DIRECTING CLERK OF COURT TO ISSUE
SUMMONS

(ECF No. 5)

17 Linda Cerda (“Plaintiff”) filed a complaint on April 6, 2021, challenging a final decision
18 of the Commissioner of Social Security denying her application for disability benefits. Plaintiff
19 did not pay the filing fee in this action and instead filed an application to proceed *in forma*
20 *pauperis* pursuant to 28 U.S.C. § 1915. (ECF No. 3.) The Court found that Plaintiff’s
21 application did not demonstrate that she was entitled to proceed in this action without the
22 prepayment of fees and Plaintiff was ordered to file a long form application. (ECF No. 4.) On
23 April 8, 2021, Plaintiff filed a long form application to proceed *in forma pauperis*. (ECF No. 5.)
24 Plaintiff’s application demonstrates entitlement to proceed without prepayment of fees.

25 On April 14, 2020, General Order Number 615 issued staying all Social Security actions
26 filed after February 1, 2020 until the Commissioner may begin normal operations at the Office of
27 Appellate Hearings Operations and may resume preparation of a certified copy of the
28 administrative record. The Court shall order that the complaint in this action be served and the

1 matter will be stayed once service has been effected on the defendant. The parties are hereby
2 directed to paragraph 1 of the scheduling order to be issued in this action, which provides that
3 service of the Defendant shall proceed under the Court's E-service program.

4 Accordingly, IT IS HEREBY ORDERED THAT:

- 5 1. Plaintiff's application to proceed *in forma pauperis* is GRANTED;
- 6 2. The Clerk of Court is DIRECTED to issue a summons; and
- 7 3. The Clerk of Court is DIRECTED to deliver to the Commissioner of Social
8 Security Administration and the United States Attorney's Office at their
9 designated email addresses, a notice of electronic filing of this action along with
10 the summons and complaint..

11 IT IS SO ORDERED.

12 Dated: June 24, 2021

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14 UNITED STATES MAGISTRATE JUDGE